CIVIL DOCKET UNITED STATES DISTRICT COURT

CLASS ACTION

Jury demand date:

D. C. Form No. 106A Rev.				F				
TITLE OF CASE			For plaintiff: Frederick L. Boss, Jr. 747-8694 Suite 200, 3747 S. Harvard 4401 S. Ham. Tulsa, Okla. 74135					
				For	plaintiff:			587-8436
Paul Polin and Mars Charles Key and Car				Fre Sui	ederick L. 1 te-200, 3	Boss, 747 S 7413	Jr. Ha	747-8074 rvard 4401 S. Ha
Plaintiffs	•				n Porter			
vs.				260	ol Villa Pro Lahoma City			
Adams and Leonard; Diversified Mortgag The Dorchester Co.; Home Mortgage Corp.	e and Investm Finance Corp	ent F	Co.; irst	o.; 307 Ok:	nen and Plue 7 Investors La. City, Ol	Capi	tal	Bldg.
Home Federal Saving Tulsa; I D S Mortga Co., Inc.; Midland Mortgage Co.; North	s & Loan Asso ge Co.; Mercu Mortgage Co.; Tulsa Saving	ciat ry M Mid s &	ion ortg Wes Loan	of _F age t	or Defendan	ts:		
Assoc.; Okla. Mortg City Savings and Lo					defendant:			40°
Mortgage Co.; State	Federal Savi	ngs a	& Lo	Edward L. Jacoby (Sooner Fed.formerly Home Fed.Bldg. Home Federal& First				
Assoc.; and Tulsa Loan Association,	reverat bavi	.ngs (anu					
Defendants	•				ulsa - Mara	ma / 6		ne)
			harm the same type is ready	170	00 Liberty	Tw. H	lome:	er Fed.; First; State Fed.; Tu
Fred Nelson (Dorche	•			0	00 Broadway Kla. City 7	3102 3102	Ped≨ Pond	IDS; Okla.Mtg. ca City
Rooney McInerney (Corp., Hall Inv., Mest Mgt.) 1304 Petroleum Club	Midland Mtg.,			R: 20	ichard W. G Dlo 4th NB ulsa, Okla.	able Bldg	(Sta	
Tulsa, Okla. 74119)	_	_		-			
Joe Francis, 1606 1 ————————————————————————————————————	.st Nat'l Blog <mark>& Diversifie</mark> d	g.,Tu Mtg	ısa)		. L. Morehe		3 6	n. n
STATISTICAL RECORD	COSTS	:		DATE	NAME OR PRECEIPT NO.	OT PA	trol C.	DISB.
J.S. 5 mailed //-/-72	Clerk				F.Boss C.D.No.17		00	15 00
J.S. 6 mailed /2-1.74	Marshal							
Basis of Action Injunction against non-interest bearing escrow or trust	Docket fee				Crowe, Duni Swinford, 1700 Liber	Johns ty To	son 8	Burdick
accounts.	Witness fees				100 Bradwa Okla. City	y • Oki	la. T	73102
Action arose at:	Depositions				(North Tul	sa Sa	avin	gs,etc.)
	1	1		76				

FPI MI-1-3-72-100M-7199

DATE	PROCEEDINGS	Date Order or Judgment Noted
10-6-72	Complaint filed and summons issued. v	
10-16-72	Marshal's return of service of summons and complaint, filed. Served The Dorchester Co. in Tulsa on 10/10/72; served Finance Corporation in Tulsa on 10/10/72; served First Home Mortgage Corp. in Tulsa on 10/12/72; served Hall Investment Co. in Tulsa on 10/12/72; served Home Federal S&L Assn. in Tulsa on 10/10/72; served IDS Mortgage Co in Tulsa on 10/12/72; served Mercury Mortgage Co., Inc. in Tulsa on 10/10/72; served Midland Mortgage Co. in Tulsa on 10/12/72; served Midwest Mortgage Co. in Tulsa on 10/12/72; served North Tulsa Savin and Loan Assn. in Tulsa on 10/10/72; served Oklahoma Mortgage Co., in Tulsa on 10/12/72; served Ponca City S&L Assn. in Tulsa on 10/10 served Sooner Mortgage Co., Inc. in Tulsa on 10/10/72; served State Federal S&L Assn. in Tulsa on 10/10/72; served Tulsa Federal S&L As in Tulsa on 10/10/72; served Adams & Leonard in Tulsa on 10/10/72; served Diversified Mortgage and Investment Co. in Tulsa on 10/12/72; (USM\$	gs Inc. /72; sn.
10-24-72	Dismissal to deft. Dorchester Co., filed. hm	
10-24-72	Pltfs' interrogatories directed to each deft., filed. hm	
10-24-72	First amended class action complaint for injunction accounting, doubt and treble damages, filed. hm	le
10-26-72	MINUTE ORDER: Ordered by deft is granted 30 days from 11-12-72, in which to answer (due 12-01-72). (AEB-J)r (As to the following defts Adams & Leonard, Charles F. Curry & Co., Finance Corp., Hall Investment Co., Mercury Mortgage Co., Midland Mortgage Co., Mid West Mortgage Co.,).	
10-27-72	Application of Deft's Ids, Okla. Morg. & Ponca City, for additional time to Answer, filed. js	
10-27-72	Application for Extension of Time to Answer(Tulsa Fed Sav & Loan) filed. js	
10-27-72	Motion of Deft State Fed Sav for Extension of Time to Answer, filed	
10-27-72	Stipulation, (on extedning to time to answer) filed. js	
10-27-72	Stipulation, (on extending to time to answer) filed. js	
10-30-72	Dismissal to Deft., Adams and Leonard, filed by Pltf. v	
11-3-72	Entry of Appearance of Joe Francis, for Deft. Mercury Mortgage Co., Inc., filed. v	
11-3-72	Appl. of Separate Deft., Diversified Mortgage & Investment Co., for extension of time to plead or answer and answer interrogatories, fi	led.v
11-6-72 11-3-72	Order, filed, that the separate deft., Diversified Mortgage & Investment Co., be & is hereby granted extension of time until 12-1-72, to plead or answer & answer interrogatories. (AEB-J)v to defcopies mails Order, filed, extending time to answer until 12-1-72. (AEB-J)v -ce	d ad
11-8-72	Dismissal to deft. Sooner Mortgage Co., Inc., filed. hm (cont)	

DATE	PROCEEDINGS	Date Order or Judgment Noted
11-8-72	Pltfs' second interrogatories directed to each deft., filed. hm	
11-13-7	2 Notice to take depositions by defendant State Federal S&L Assn. fil	ed. ds
11-13-7	2 Request for production of documents under Rule 34, by State Federal S&L Assn filed. ds	
	Stipulation between pltfs. and defs. First Home, IDS, Okla. Mtg., Ponca City S&L, Sooner Fed., State Fed., and Tulsa Fed., re ext. of time to ans. interrogs., take depositions, etc., filed. rm (Approval of Stipl. by Court part of stipl.) (12-14-72 Approval of Stipulation signed by court AEB-J) (12-14-72 Approval of Stipulation signed by court AEB-J) (Midland Mtg. and Mid-west Mtg., for ext of time to ans. interrog., filed. rm	
11-22-72	Order granting defs. Curry & Co., etc. to $12/1/72$ to answer interroge (AEB-J)rm - copies mailed	5 •
11-27-72	Appl. of separate defts, Charles F. Curry & Co., Finance Corporation Hall Investment Co., Midland Mortgage Co., and Mid West Mortgage Co. for ext. of time to plead or answer and to answer or object to interrog., filed. r	,
11-27-72	Order filed, granting ext of time of defts' until 12-8-72 to answer object to interrog. and until 1-5-73 to plead or answer, filed. (AEE (Copies mailed)	or 3-J)
12-1-72	Application of separate defendant, Diversified Mortgage and Investm Co. and Mercury Mortgage Co., Inc. for extension of time to plead or answer and answer interrogatories filed. h (order to AEB)h	ent
12-5-72	Answers to Interrogatories, of Sooner Federal Savings, filed. js	
12-5-72	Answers to Interrogatories, of First Home Mortgage, filed. js	
12-5-72	Answers to interrogatories by defendant, State Federal S&L Assn fil	ed. ds
12-5-72	Answers to interrogatories by def. Tulsa Fed., filed. rm	
12-7-72	Order filed, granting deft, Merc. Mtg Co., Inc & Diversified Mtg & Inv. Co. an ext until 12-15-72 to plead or answer, filed. (AEB-J)r (Copies mailed)	
	Appl of separate defts, Chas F. Curry & Co., Fin. Corp., Hall Invest Co., Midland Mtg Co. & Mid West Mtg Co., for deferral of time to ple or answer and to answer or object to interrog., filed. r	
12-8-72	Answers to Interrogatories filed by def. Okla. Mortgage Co. h	÷
12-8-72	Answers to Interrogatories filed by def. Ponca City, etc. filed.h	
12-8-72	Objection by certain def's to certain of plaintiffs' interrogatories served in Oct. 1972, and to certain of Plaintiffs' second Interrogate served in Nov., 1972 filed. h	
12-7-72	Order, filed, that the separate Deft.s, Chas. F. Curry and Co., Fina Corp., Hall Investment Co., Midland Mortgage Co., and Mid West Mortgo, are granted extension of time to answer until 5 days after the Motion to Dismiss has been ruled upon. Further ordered that if Pltf	gage

Sheet 2, Page 4.			
DATE	PROCEEDINGS	Date Order or Judgment Noted	
12-7-72	Order, continued. determines that answers or objections to interrogatories are necessato resist the motion to dismiss then, upon pltf.s' appl., the deft.s will answer or object to interrogatories within 5 days of the order of the court. (AEB-J)v -copies mailed.	ry	
12-11-72	Motion to Dismiss as to Charles F. Curry and Co., Finance Corp., Hal Investment Co., Midland Mortgage Co., and Mid West Mortgage Co., fil	l ed. v	
12-11-72	Brief of Deft.s, filed. v		
12-11-72	Separate Motion to Dismiss the Claim of Paul Polin, One of the Pltf. as to Charles F. Curry & Co., Finance Corp., Hall Investment Co., Midland Mortgage Co., and Mid West Mortgage Co., filed. v	s	
12-11-72	Brief in support of Separate Motion to Dismiss Claim of Paul Polin,	filed.v	
12-1 1- 72	Ordered by the Court that Plaintiff is granted 10 days from this dat to respond to Deft.'s Motion to Dismiss as to Chas. F. Curry and Co. Finance Corp., Hall Investment Co., Midland Mortgage Co., and Mid We Mortgage Co., and Separate Motion to Dismiss the Claim of Paul Polir One of the Pltf.s as to Chas. F. Curry & Co., Finance Corp., Hall Invest. Co., Midland Mortgage Co., and Mid West Mortgage Co. (AEB-J	, st	
12-12-72	Appl. of Pltf. to extend time for answer, filed. v		
12-12-72	Order, filed, granting Pltf.s until 1-5-73, to answer motions & objections filed by Deft.s. (AEB-J)v -copies mailed.		
12-13-72	Answers to interrogatories by def. IDS, filed. rm	nd Dinessified	
12-15-72	Motion to Dismiss and Request for Attorney Fees/with Affidavit in sof motion to dismiss, filed. v	upport mtg	
12-18-72	Ordered by the Court that Plaintiff is granted 10 days from this dat to respond to the seperate Deft.s; Mercury Mortgage Co., Inc., & Diversified Mortgage & Investment Co., Motion to Dismiss.(AEB-J)v	e	
12-15-72	Answer to Plaintiffs Interrogatories, filed by Seperate Defts, Mercu Mortgage Co., Inc., and Diversified Mortgage & Investment Co. v		
12-15-72	Answer to Plaintiffs Second Interrogatories, filed by seperate deft. Mercury Mort. Co., Inc. and Diverisfied Mort. Co. v	S	
12-20-72	Answer to Pltfs Interrogatories, filed by Mercury Mortgage Co., Inc. and Diversified Mortgage and Investment Co. v	3	
12-20-72	Answer to Pltfs Second Interrogatories, filed by Mercury Mort. and Diversified Mort. v		
12-29-72	Application to require answer to interrogatories of the separate defendants, Charles F. Curry and Co., Finance Corp., Hall Investment Co., Midland Mortgate Co. and Midwest Mortgage Co. filed. ds	in y or here	
1-2-73	Order requiring defs. Curry, Finance Corp., Hall Inv., Midland Mtg. and Mid West Mtg. to ans. or obj. to pltf's interrog. Within 5 days of this order. (AEB-J)rm		

DATE	PROCEEDINGS	Date Order or Judgment Noted
1-8-73	Application of separate defts. Charles F. Curry & Co., Finance Corp. Hall Invest. Co., Midland Mortgage Co. & Midwest Mortgage Co. for extension of time to answer or object to interrogatories, filed. hm	
1-9-73	Answer of deendant, Ponca City Savings & Loan Assn, filed. ds	
1-9-73	Answer of defendant, Oklahoma Mortgage Co. Inc. filed. ds	
1-9-73	Answer of defendant, Tulsa Federal Savings & Loan Assn, filed. ds	
1-9-73	Answer of defendant, Federal Savings & Loan Assn. filed. ds	
1-9-73	Answer of defendant, Sooner Federal Savings & Loan Assn, filed. ds	
1-9-73	Answer of defendant IDS Mortgage Corporation, filed. ds	
1-9-73	Answer of defendant, First Home Mortgage Corp. filed. ds	
1-9-73	Order, filed, that Charles Curry & Co., Finance Corp, Hall Inv. Co., Midland Mortgage Co. & Midwest Mortgage Co. are granted until 1-10-7 to ans. or obj. to interrog (AEB-J)hm (copies mailed)	202
1-10-73	Answers to pltfs' interrogs. to Chas. F. Curry & Co., filed. g	
1-10-73	Answers to2nd interrogs. to Chas. F. Curry & Co., filed. g	
	Answer to interrogs. to Midwest Mortgage Co., filed. g Answers to 2nd interrogs. to Midwest Mortgage Co., filed. g	
1-10-73 1-10-73	Answers to interrogs. to Midland Mortgage Co., filed. g Answers to 2nd interrogs. to Midland Mortgage Co., filed. g	
1-10-73 1-10-73	Answers to interrogs to Finance Corporation, filed. g Answers to 2nd interrogs. to Finance Corporation, filed. g	
1-10-73 1-10-73	Answers to interrogs. to Hall Investment Company, filed. g Answers to 2nd interrogs. to Hall Investment Company, filed. g	
1-10-73	Objections by certain defts. to certain of pltfs' interrogs. and 2nd interrogs., filed. g	
1-12-73	Depositions of Charles Raymond Key and Carolyn Ann Key, filed. (Fees: \$101 pd. by defts. Tulsa Fed., Sooner Fed., & State Fed.)hm	
1-12-73	Separate Response to Motion to Dismiss the Claim of Paul Polin, fil	Led. v
1-12-73	Memorandum in Opposition to Separate Motion to Dismiss Paul Polin a Plaintiff, filed. v	a.s
1-12-73	Pltf.s' Response to Deft.s' Motions going to failure to state cause action, Jurisdiction of the Court, Opposition to Class Action Certification and Other Motions in the Aggregate Filed by Deft.s, 1	
1-12-73	Memorandum in opposition to Deft.s' Motions to Dismiss and for Summary Judgment and Other Included Motions, filed. v	
1-23-73	Order of dismissal as to Diversified Mortgage & Investment Company, filed & entered. (AEB-J)g cpies mailed.	

DATE	PROCEEDINGS Date Order or Judgment Note
2-1-73	Motion to dismiss of def. Diversified Mtg., filed. rm (This motion has been previously ruled on - def. dismissed on 1/23/73.)
3-9-73	Supplement to Motion to Dismiss and to Brief in Support of Mtn. to Dismiss as to Charles F. Curry & Company, Finance Corporation, Hall Investment Co., Midland Mortgage Co., and Midwest Mortgage Co., filed. jj
3-12-73	Pltf.s' Supplemental Memorandum in Response to Supplement to Motion to Dismiss, filed. v
4-11-73	Attach. to Brief in Support of Mtn. to Dismiss of Def. Chas. F. Curry, Fin. Corp., Hall Inv., Midland Mortgage and Midwest Mortgage, filed jj
4-19-73	Motion for Summary Judgment, filed on behalf of Deft. First Home Mortgage Co., filed. v
4-19-73	Motion for Summary Judgment, filed on behalf of Deft. IDS Mortgage Corp. v
4-19-73	Motion for Summary Judgment, filed on behalf of Deft. Okla. Mortg. co. v
4-19-73	Mot. for Summary Judgment, filed on behalf of Defts. Ponca City Savings & Loan Assoc., Sooner Federal Savings and Loan Assoc., formerly Home Federal Savings & Loan Assoc. of Tulsa, State Federal Savings & Loan Assoc. of Tulsa, and Tulsa Fed. Savings & Loan Assoc. v
4-19-73	Mot. for Summary Judgment Against Paul Polin, filed on behalf of all of the Foregoing Deft.s that have filed motions on 4-19-73. v
4-19-73	Consolidated Brief in Support of Motions for Summary Judgment, filed. v
4-19-73 4-19-73 4-19-73 4-19-73 4-19-73	Aff. of Eugene C. Foltz, dated 4-10-73, filed. v Aff. of Tom Oxley, dated 4-10-73, filed. v Aff. of William G. Paul, dated 4-10-73, filed. v Aff. of William M. Waller, dated 4-12-73, filed. v Aff. of Harry A. Woods, Jr., dated 4-4-73, filed. v
4-19-73	Ordered by the Court that Plaintiff is granted 10 days from this date to respond to the foregoing motions for summary judgments filed by said defendants on 4-19-73. (AEB-J)v -copies mailed.
4-27-73 4-27-73	Plt.fs' Response to Deft.s' Mot.s for Summary Judgment, filed. v Memorandum in support of pltfs' response to Deft.s' Combined & separate motions for summary judgment, filed. v
5-3-73	of curry, Finance Corp. Hall, Midland & Midwest Motion/for Summary Judgment, filed. jj
5-3-73	Brief of Curry, Finance Corp., Hall, Midland & Midwest in Support of Motion for Summary Judgment, filed. jj
5-24-73 5-24-73	Deposition of Paul Polin on behalf of deft., filed. g Deposition of Marsha Polin on behalf of deft., filed. g
7-3-73	Appl. of Pltfs to stay proceedings before the Honorable Morris L. Bradford, Mag., as to Deft.s' Objections to Interrogatories, filed.
7-3-73	Appl. of Pltfs to Stay Proceedings before the Honorable Allen E. Barrow as to Defts.' Motions to Dismiss, Mot.s for Summary Judgment, & all other
	proceedings, filed. v (Cout)

DATE	PROCEEDINGS	Date Order or Judgment Noted
7-3-73	Ordered that Magistrate conduct hearing on defts' objections to certa of pltf's interrogatories. (AEB-J)hm Hearing held on defts' objections to certain of pltf's interrogatorie Recommendation is stayed until Judge Barrow rules on motions to dismi and motions for S/J. Pltfs. given 10 days to file response and brief to objections to interrogatories. Deft. counsel McInerney to file F&R within 5 days. (MLB-Mag)hm	s.
7 000 9 000 73	Motion for summary judgment filed by def. North Tulsa Savings & Loan Assoc.(Adopting briefs consolidated in support of mo. for S/J on behalf of First Home Mortgage Corp., et al. on 4-19-73)h	
7-9-73	It is adjudged that plaintiffs are granted 10 days in which to resp to above motion. (letters mailed.)h	ond
7-9-73	Motion to enlarge time within which to answer and to respond to Interpretation of the rogatories filed by North Tulsa Savings, etc., h (0 to J)	er-
7-9-73	Affidavit of D. Kent Meyers filed. h	
7-9-73	Brief in support of motion to enlarge time within which to answer and to respond to Interrogatories filed by No. Tulsa, etc. h	nd
7-9-73	Entry of Appearance of V.P. Crowe, et al on behalf def. No. Tulsa, etc. if filed. h	tc.
7-10-73	Findings and Recommendations of Magistrate, filed. (MLB-Mag) mailed)	es
7-13-73	Application to enlarge time to respond to defts' objections to pltfs interrogatories, filed. hm	1
7-13-73	Finding & Recommendation of U. S. Magistrate, filed, granting extens of time until 8-6-73 to respond to objections to interrog. (MLB-Mag)	
7-13-73	Pltfs' response to motion for S/J of deft. North Tulsa Savings & Loa Assn., filed. hm	n
7-17-73	Res.to Appl. to Stay Proceedings Before the Hon. Allen E. Barrow, as to Deft's Mtns to Dismiss, Mtns. for S/J & All other Proceedings, fi	led. jj
7-17-73	Mtn. to Extend Time for P/T Conf., filed, jj 0 to J	
7-18-73	Response by certain defendants to application to stay proceedings be Honorable Allen E. Barrow, as to defendants' motions to dismiss, motion Summary Judgment and all other proceedings filed by defendants.h	ions
7-18-73	Memorandum in support of Response by Certain defendants to application to stay proceedings before the Honorable Allen E. Barrow, as to defendant to dismiss, motions for summary judgment and all other proceeds	ndants
1-19-73	Ordered that period within which North Tulsa is required or allowed to respond to complaint and ans. 1st and 2nd Interrogatories propound by plaintiffs is enlarged to July 24, 1973. (AEB-J)jj	o ans. led
7-24-73	Answer of deft. North Tulsa Savings etc., filed. jj	,
7-24-73	Answers to Interrogatories of deft. North Tulsa Savings etc., filed.	jj

SHEET NO. 4, Page No. 8

DATE	PROCEEDINGS	Date Order or Judgment Noted
7-24-73	Obj. by North Tulsa Savings etc. to certain of Pltfs' Interrogatories served in October, 1972, and to Certain of Pltfs' 2nd Interrogatories served in November, 1972, filed. jj	
7-24-73	Memo. Brief in Support of Obj. by North Tulsa, etc. to Certain of Pltfs' Interrogatories served in Oct. 1972, and to Certain of Pltfs' 2nd Interrogatories served in Nov. 1972, filed. jj	
8-2-73	Memorandum Brief in Response to Deft.s' Objections to Pltfs' Interretories, filed. v	oga-
8-8-73	Order abating until Court of Appeals for 10th Circuit has considered and ruled on case of Umdenstock v. American Mortgage Co. of Okla City, No. Civ 72-673, now pending on appeal, filed. (AEB-J) ds	
6-28-74	Deft's Brief in Support of Supplemental Mtn. to Dismiss, filed.lm	
6-28-74	Deft's Supplemental Motion to Dismiss, filed. 1m	
7-1-74	Order by Court that pltfs are given 10 days from this date to file a response to the defts' supplemental motion to dismiss. Ltr. to pltfs' counsels and cpy to defts' counsel. lm	
7 - 9-74	Appl. of pltfs for ext. of time to respond to Suppl. Mot. to Dismiss filed. g	
7-11-74	Order, filed, granting Pltfs. until 7-22-74 in which to respond to Supplemental Motion to Dismiss of Defs. C. F. Curry & Co., Finance Corp, Hall Investment Co., Midland Mortgage Co., & Midwest Mortgage Co. (AEB-J)k copies mailed.k	
7-12-74	Addendum to Brief in Support of Supplemental Mtn. to Dismiss, filed	ļ .jj
7 -23-74	Application For Order of Dismissal, (by Plaintiffs) filed. js	
7-23-74	Memorandum in Support of Application, filed. js	
10-7-74	Supplemental Mot. for S/J, supplemental Mot. to strike class allegations & alternatively, mot. to condition dismissal of pltfs' claims upon certain terms & conditions, filed by defts. First Home Mortgage Corp., IDS Mortgage Corporation, North Tulsa Savings & Loan Assoc., Okla. Mortgage Co., Inc., Ponca City Savings & Loan Assoc., Sooner Fed. Sav. & Loan, State Fed. Sav. & Loan Assoc. Of Tulsa, & Tulsa Fed. Sav. & Loan Assoc. k	
10-7-74	MO; It is ordered by the Court that pltfs are granted 10 days to respond to supplemental mots for S/J, to strike class allegation & to condition dismissal of pltfs' claims upon certain terms & conditions. (AEB-J)k cps mld	ons,
10-7-74	Brief in support of supplemental mots. for S/J, to strike class allegations, & to condition dismissal of pltfs' claims upon certain terms conditions, filed.k	

DATE	PROCEEDINGS	Date Order of udgment Not
0-23-74 1-7-74	Amended application for order of dismissal by stipulation, filed. g Order of dismissal, filed and entered, that this cause of action and complaint is dismissed with prejudice only to Paul Polin, Marsha Polin, Charles Key and Carolyn Key, the named pltfs. herein.(AEB-J)r	
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DATE	PROCEEDINGS	Date Order o Judgment Not
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